

GEOFFREY S. BERMAN
United States Attorney for the
Southern District of New York
By: PETER ARONOFF
JEANNETTE A. VARGAS
Assistant United States Attorneys
86 Chambers Street, Third Floor
New York, New York 10007
Telephone: (212) 637-2697/2678
peter.aronoff@usdoj.gov
jeannette.vargas@usdoj.gov

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DARRELL GIST,

Plaintiff,

v.

DR. DIANE SOMMER, et al.,

Defendants.

ECF CASE

No. 14 Civ. 6736 (VB)

NOTICE OF MOTION FOR RECONSIDERATION

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law and all prior proceedings hereto, defendants Captain Matthew Whinnery, Assistant Health Services Administrator Bryan Walls, and the former FCI Otisville Warden, Monica Recktenwald, by their attorney, Geoffrey S. Berman, United States Attorney for the Southern District of New York, hereby move this Court under Federal Rule of Civil Procedure 60(b) and Local Civil Rule 6.3 for reconsideration of the order denying their motion for summary judgment.

PLEASE TAKE FURTHER NOTICE that, pursuant to Local Civil Rules 6.1(b) and 6.3, any opposition papers must be served on counsel for defendants by March 23, 2020.

Dated: March 9, 2020
New York, New York

Respectfully submitted,

GEOFFREY S. BERMAN
United States Attorney for the
Southern District of New York

By: /s/ Jeannette A. Vargas
PETER ARONOFF
JEANNETTE A. VARGAS
Assistant United States Attorneys
86 Chambers Street, Third Floor
New York, New York 10007
Tel.: (212) 637-2697/2678
Fax: (212) 637-2686
peter.aronoff@usdoj.gov
jeannette.vargas@usdoj.gov

TO: Charles Cohen, Vilia Hayes, Tina Schaefer
Counsel for the Plaintiff
By ECF